

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

983Q0504

HOUSE BILL NO. 1171

Introduced by: Representatives Hoffman, Cronin, Feickert, and Novstrup (David) and
Senators Brown, Bartling, Bradford, Howie, and Maher

1 FOR AN ACT ENTITLED, An Act to exempt any school district from the minimum size
2 requirement if it operates the only remaining public high school located within the
3 boundaries of any county.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 13-6-97 be amended to read as follows:

6 13-6-97. Any school district that has a fall enrollment, as defined in § 13-13-10.1, of less
7 than one hundred and is not a sparse school district, as defined in § 13-13-78, shall reorganize
8 with another school district or school districts to create a newly reorganized school district with
9 a fall enrollment of one hundred or greater. ~~Any school district that is not sparse and has a fall~~
10 ~~enrollment of one hundred or less on July 1, 2007, shall prepare a plan for reorganization by~~
11 ~~June 30, 2009. After July 1, 2007, if~~ If the fall enrollment of any school district that is not sparse
12 falls to one hundred or below, that school district shall prepare a plan for reorganization within
13 two years. If any such district fails to prepare a plan for reorganization by the deadline, the
14 Board of Education shall prepare a reorganization plan for the district. However, the provisions
15 of this section do not apply to any school district that contracts with a school district in another



1 state pursuant to § 13-15-11 to provide for the education of children in grades seven through
2 twelve who reside within the district, that receives no foundation program state aid distributed
3 pursuant to chapter 13-13, and that is located at least twenty-five miles from the nearest high
4 school in an adjoining school district in the state. The provisions of this section also do not
5 apply to any school district that operates the only public high school located within the
6 boundaries of any county.